

IN THE SUPREME COURT OF THE STATE OF DELAWARE

ARTHUR J. GOVAN,	§
	§
Defendant Below-	§ No. 701, 2009
Appellant,	§
	§
v.	§ Court Below—Superior Court
	§ of the State of Delaware,
STATE OF DELAWARE,	§ in and for New Castle County
	§ Cr. ID 92010166DI
Plaintiff Below-	§
Appellee.	§

Submitted: January 6, 2010

Decided: February 5, 2010

Before **STEELE**, Chief Justice, **HOLLAND** and **BERGER**, Justices.

ORDER

This 5th day of January 2010, after careful consideration of appellant's opening brief and the State's motion to affirm, we find it manifest that the judgment below should be affirmed on the basis of the Superior Court's well-reasoned decision dated November 25, 2009. Appellant's fourth motion for postconviction relief clearly was time-barred, repetitive, and previously adjudicated, and appellant failed to overcome these procedural hurdles.

NOW, THEREFORE, IT IS ORDERED that the judgment of the Superior Court is AFFIRMED.

BY THE COURT:

/s/ Randy J. Holland
Justice